

IN THE UNITED STATES DESIGNATED OFFICE (DO/US)

In re: Herz *et al.*

Attn: DO/US

International Appl. No.: PCT/EP03/08549

International Filing Date: August 1, 2003

For: PLASTID TRANSFORMATION USING MODULAR VECTORS

Mail Stop PCT

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

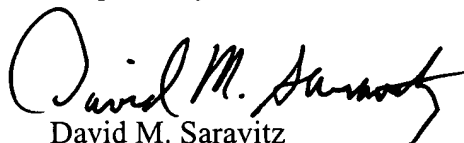
**INFORMATION DISCLOSURE STATEMENT**

Sir:

The patents listed on the attached PTO-1449 were cited in the International Search Report of corresponding International Application No. PCT/EP03/08549. A copy of the Search Report is enclosed for the Examiner's convenience. In accordance with the Office waiver published July 11, 2003, copies of the cited U.S. patents and patent application publications are not enclosed. Applicant does enclose copies of any cited foreign patent documents and non-patent literature in accordance with 37 CFR 1.98(a)(2).

The Examiner may wish to consider the notations on the Search Report itself regarding the relevance of each item. It is requested that the Examiner consider these references and officially make them of record in accordance with the provisions of 37 C.F.R. § 1.97 and Section 609 of the MPEP. By submitting the listed documents, Applicant in no way makes any admission as to the prior art status of the listed documents, but is instead submitting the listed documents for the sake of full disclosure.

Respectfully submitted,



David M. Saravitz

Registration No. 55,593

**ALSTON & BIRD LLP**

Bank of America Plaza

101 South Tryon Street, Suite 4000

Charlotte, NC 28280-4000

Tel Raleigh Office (919) 862-2200

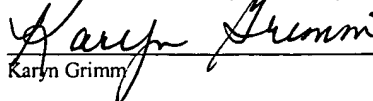
Fax Raleigh Office (919) 862-2260

**Customer No. 00826**

"Express Mail" Mailing Label Number EV 387069550 US

Date of Deposit: February 4, 2005

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to Mail Stop PCT, Commissioner for Patents, Alexandria, VA 22313-1450.

  
Karyn Grimm

Substitute for form 1449/PTO (Revised 04/2003)  <b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b> (Use as many sheets as necessary)				Completed if Known Application Number Not yet assigned <b>10/523474</b>		
				Filing Date Simultaneously herewith		
				First Named Inventor Herz		
				Group Art Unit Not yet assigned		
				Examiner Name Not yet assigned		
Sheet	1	of	1	Attorney Docket Number 049202/286618		
<b>U. S. PATENT DOCUMENTS</b>						
Examiner Initials*	Cite No.	Document Number Number - Kind Code (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages of Relevant Figures Appear	
<b>FOREIGN PATENT DOCUMENTS</b>						
Examiner Initials	Cite No.	Foreign Patent Document Country Code - Number Kind Code (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	English Language Translation Attached
	1	WO 99/29837	06-17-99	Europäisches Laboratorium Für Molekularbiologie		
	2	WO 02/057466 A	07-25-02	Icon Genetics AG		
<b>OTHER DOCUMENTS</b>						
Examiner Initials	Cite No.	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.				English Language Translation Attached
	3	DRESCHER, A., <i>et al.</i> , "The Two Largest Chloroplast Genome-encoded Open Reading Frames of Higher Plants are Essential Genes," <i>Plant J.</i> , 2000, Vol. 22(2), pp. 97-104.				
	4	SIKDAR, S., <i>et al.</i> , "Plastid Transformation in <i>Arabidopsis Thaliana</i> ," <i>Plant Cell Reports</i> , 1998, Vol. 18, pp. 20-24, Springer-Verlag.				
	5	SVAB, Z. and P. MALIGA, "High-frequency Plastid Transformation in Tobacco by Selection for a Chimeric <i>aadA</i> Gene," <i>Proc. Natl. Acad. Sci. of USA</i> , 1993, Vol. 90, pp. 913-917.				
	6	ZOUBENKO, O., <i>et al.</i> , "Efficient Targeting of Foreign Genes Into the Tobacco Plastid Genome," <i>Nucleic Acids Research</i> , 1994, Vol. 22(19), pp. 3819-3824, Oxford University Press, Surrey, GB.				
Examiner Signature				Date Considered		

\*Examiner: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.